IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1228 (M/S) of 2006

With

Interim Relief Application No.11322/06

Kamaldeep Singh
D/o Sri Harmendra Singh
R/o Kumaun Pesticide Lakri
Mandi Road Jaspur,
District- Udham Singh Nagar .....Petitioner

Vs

The Uttaranchal Shiksha Evam Pariksha Parishad
Ramnagar through its Secretary. .....Respondent

Sri S.C. Bhatt learned counsel for the petitioner.
Sri V.K. Bisht learned senior advocate assisted by
Miss Seema Serohi learned counsel for the respondent.

Dated: - 05-09-2006

Hon'ble B.S. Verma, J.

Heard Sri S.C. Bhatt learned counsel for the petitioner and Sri V.K. Bist learned senior advocate assisted by Miss Seema Serohi learned counsel for the respondent.

Learned counsel for both the parties are agreed to decide the writ petition at its admission stage itself.

By means of this writ petition, the petitioner has prayed for the following reliefs: -

(a) Issue a writ, order or direction in the nature of mandamus commanding the respondent to scrutinize the examination copies of the petitioner in the above mentioned subjects by some expert examiners in presence of the petitioner and their parents and the respondent be further directed to correct the mark sheets of the petitioner accordingly.

(b) Pass such order which this Hon'ble Court deem just and proper in the circumstances of the present case.

(c) Award cost of the petition.

The learned counsel for the petitioner has stated in the paragraph 9 of the writ petition that the copies of the petitioner of the subjects mentioned in the writ petition be re-checked, re-evaluated and scrutinized to find out correct marks obtained by the petitioner.

There is no provision for rechecking or revaluation of the answer books in the Intermediate Education Act or in regulations. So far as the scrutiny of the answer book is concerned, petitioner has submitted that he has already applied for scrutiny of answer book along with prescribed fees but respondent has not yet declared the result of scrutiny.

Learned counsel for the petitioner has prayed that the respondent be directed to declare the result of scrutiny as early as possible.

The prayer is innocuous. Respondent is directed to declare the result of scrutiny of the petitioner's answer sheets for which he has already applied, within a period of three months from the date of production of certified copy of this order.

With this direction writ petition is finally disposed of. No order as to costs.

(B.S. Verma, J)

Dated: 05-09-2006
M.K.